Subject: Escalation — Unanswered Public Records Request (ALPR / Flock), Matter #00211, filed June 28, 2026
Date: Wednesday, August 5, 2026 at 3:24:59 PM Eastern Daylight Time
From: Mark Williams
To: [redacted]
CC: chancellor@uncfsu.edu
Attachments: image001.jpg, image002.jpg

Dear Ms. Jenkins:

I write to escalate an ALPR / Flock public-records request that Fayetteville State University has now left unanswered for more than five weeks. I filed it on June 28, 2026 (Matter #00211), and followed up on July 13 and again on July 22. To date the University has produced no records, provided no completion date, and cited no exemption. I have copied Chancellor Allison because the request has gone unanswered at the office level.

If there has been any response, I am unable to locate same.

The governing law is not in dispute. N.C. Gen. Stat. § 132-6(a) requires public records to be furnished "as promptly as possible," and North Carolina's liberal-access standard does not permit a backlog or a first-come-first-served practice to justify open-ended delay (*State Emps. Ass'n v. Dep't of State Treasurer*, 2010). The University need not create records, but it must produce those it has (*Ochsner*, 2019); vendor-held audit data remains reachable where the institution's contract gives it a right to that data (*Gray Media Grp. v. City of Charlotte*, 2023); and § 132-1.4 does not convert a vendor contract or an administrative audit into a non-public record (*Gannett v. SBI*, 2004).

The comparison is stark, and it is why I've escalated. **Seven constituent institutions of the UNC System received this identical request and have already produced records or begun rolling production** — UNC School of the Arts in three days, NC A&T in eleven. The core items are Flock reports generated on demand from the Insights tab; they are not a research project. Fayetteville State stands out for having produced nothing at all.

Accordingly, I ask that by **Friday, August 14, 2026** the University either (a) produce the responsive records, beginning with the Flock Network Audit in native CSV, and the vendor contract; or (b) provide an itemized, statute-by-statute basis for anything withheld. Absent one of the two, I will treat the request as constructively denied and evaluate the remedy the Public Records Act provides under N.C. Gen. Stat. § 132-9 — an action to compel production and to recover costs and reasonable attorneys' fees under § 132-9(c).

Before any filing, I remain willing to resolve this consensually, including through pre-litigation mediation under N.C. Gen. Stat. § 7A-38.3E, and I am glad to clarify or reasonably narrow any item. But the current silence cannot continue.

Respectfully,
Mark Spencer Williams

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